

28 Nov 87

Getting list from  
DARE knowledge  
45-49

Check out material that would be available, already reviewed by the OSS Review Team, for the period 1945-47.

Check out Jim E's list of items declassified during systematic review. We will show to DI for reaction when we see them on centralized review.

No. of docs from Jim's list:

280
250
2250
1540
650
360
1650
18
55
250
230
3250
100
175
<hr/>
11,058

- 1- Films from OSS
- 2- 1945-47 files
- 3- Get old guidelines out

28 Nov 83

## MEMORANDUM FOR THE RECORD

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Subject: Meeting with [ ] RMO, DDA, 10-11:30 am, 22 Nov. 1983

1. I met Chuck at his office (7D10) and at his invitation to discuss the implications of:

a. S. 1324, "The Intelligence Information Act of 1983," which the Senate (according to Chuck) passed on the nod just before it adjourned last week.

b. The related exchange of letters between Senator Durenberger and Mr. Casey.

Chuck gave me a copy of the 9 November 1983 SSCI Report on the bill.

2. Since the release of <sup>CIA</sup> records to historians was of special interest to the Senate Committee, and since the Casey-Durenberger letters at least potentially commit the Agency to "institute a new program of selective declassification review" of material of historical interest, the nature of this prospective program must now be considered. Since the relevant DDA people will meet soon to discuss this, Chuck thought it useful to exchange views with me beforehand. Having organized his own thoughts about the matter, Chuck first ran through them to get my reactions.

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3. [ ]

AF [ ] I agreed that this was relevant to the question of special access for historians, but noted that the Durenberger-Casey correspondence did not propose any kind of special access or privileges for historians, but rather a new program to review, declassify and release to the public documents of special interest and importance to historians. This, I think, would be entirely separate from the ordinary process of individual FOIA requests, and would be in some ways analogous to the "systematic review" program under Executive Order 12065 of 1978--with the difference that Mr. Casey's proposed records review envisions the actual release of documents after they have been declassified, which was not the case under the old systematic review program..

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4. Chuck then turned to the questions of review, declassification and release of documents under the provisions of S. 1324 and its related correspondence. He suggested that CIA's records could be divided into three categories of records:

- a. Administrative Records (organizational data, biographical information on DCIs, administrative procedures, etc.)
- b. Unclassified Published Data (FBIS reports, JPRS, published reports that go to Docex at Library of Congress, depository libraries, NTIS, etc. This includes a lot of OCR open publications: Chiefs of State, appearances of Soviet leaders, economic and energy indicators, etc.)
- c. "Operational Records" (Chuck does not use this term in the way that S. 1324 uses it, but rather to mean everything not covered by the above two innocuous categories. Thus it includes most DDO, DDI and DDS&T substantive records. It would be clearer perhaps to call this category "All Other Records," with "operational records" and "finished intelligence" (referring mainly to DO and DDI records respectively) as the two principal categories within it.)

5. Chuck suggested that the Agency should attempt to maximize the amount of material released in categories (a) and (b) above, and to publicize the availability of this open material. For all other records (category (c) above), he suggested that the Agency should respond to requests from historians outside as they arise, and in this way seek to minimize the declassification and release of material from these records.

6. I agreed that the Agency should maximize its release of material in his categories (a) and (b), since these were the easiest and least threatening. I added, however, that most historians interested in intelligence would probably find the kind of administrative data and miscellaneous information in category (a) of only mild peripheral interest, while the stuff in category (b) has for the most part been unclassified and published for a long time. I explained my view that neither Congress nor the historical community is likely to consider increased availability of this kind of mostly open material as evidence of the "new program of selective declassification review" that the DCI is committing us to.

7. This leaves (c) as the key category, and here I suggested that for the Agency to take a passive stance and wait for requests from outside before reviewing records for release and declassification would make us vulnerable on two fronts:

- a. It would not conform to the kind of program the DCI offered in his letter to Senator Durenberger.
- b. It would give the initiative to the requesters, and keep CIA in a continually defensive position, since we probably would have to deny most of what was requested.

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8. I suggested that we should rather take the initiative ourselves, as the DCI proposed in his letter to Senator Durenberger. There he stated that CIA professionals would make the decisions about what would prove releasable, and that historians would have to trust us "to make these professional judgments in good faith." As the DCI also noted, for CIA to maintain control over the workload, we must decide (after consulting with other government historians, NARS, etc.) what materials to review for possible declassification and release.

9. We then talked about what kind of material <sup>might</sup> could possibly be released. He explained that [redacted] examples (in his memo of 20 Oct. 1983 to [redacted] from the DARE computer list of material declassified under the old E.O. 12065 "systematic review" program had caused considerable outcry in various components. This is because this material is "declassified" only in the most technical, unfunctional sense: that is, as an administrative response to the old Executive Order's "systematic review" requirement. According to Chuck, CRD's instructions in carrying out this "declassification" did not provide for consultations with the originating components, as is the case in mandatory review and in individual FOIA requests. There was apparently never any idea that this "declassified" material would ~~ever~~ actually be released to the public, so that now the mere suggestion of releasing some of these nominally declassified records has caused considerable alarm and consternation in both DDO and DDI.

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